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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT
DIVISION FIVE

In re DARRYL D., a Person Coming Under
the Juvenile Court Law.

THE PEOPLE,

Plaintiff and Respondent,

v.

DARRYL D.,

Defendant and Appellant.

A100757
(Contra Costa County
Super. Ct. No. J99-01355)

Darryl D. appeals from his adjudication as a continued ward of the court and placement at the Byron Boys' Ranch. Appellant's court-appointed counsel has briefed no issues and asks this court to review the record pursuant to *People v. Wende* (1979) 25 Cal.3d 436.

A fifth supplemental petition¹ filed in the Juvenile Division of Contra Costa County Superior Court alleged that the court's previous orders proved ineffective in that

¹ The court previously sustained petitions alleging that appellant committed robbery (Pen. Code, § 211), auto theft (Veh. Code, § 10851) and five misdemeanors: receiving stolen property (Pen. Code, § 496, subd. (a)), loitering (Pen. Code, § 647, subd. (h)), falsely identifying oneself to a peace officer (Pen. Code, § 148.9, subd. (a)), driving without a driver's license (Veh. Code, § 12500, subd. (a)) and reckless driving to evade a police officer (Veh. Code, § 2800.2, subd. (a)).

appellant, a previously adjudicated ward of the court pursuant to Welfare and Institutions Code section 602, once more came within the provisions of that section by possessing cocaine (Health & Saf. Code, § 11350, subd. (a)) and driving without a driver's license (Veh. Code, § 12500, subd. (a)), a misdemeanor.

At the conclusion of a contested jurisdictional hearing, the court sustained both the petition's allegations (Health & Saf. Code, § 11350, subd. (a), Veh. Code, § 12500, subd. (a)).

The court adjudicated appellant a continued ward of the court and determined that previous attempts to rehabilitate appellant while allowing him to remain on probation proved ineffective. The court then committed appellant to the Byron Boys' Ranch for a mandatory nine-month program. The court also ordered appellant to pay a \$110 restitution fine.

On July 6, 2002, Pittsburg Police Officer Peter Folena stopped appellant's car because the car's registration tag had expired. The officer told appellant the reason for the detention, and appellant verbally provided Folena his true name. Dispatch informed the officer that appellant was on active California Youth Authority parole and did not possess a valid driver's license. Appellant admitted he did not have a driver's license.

Folena then asked appellant to step out of the car, and as he did so, the officer asked him if he possessed anything illegal. Appellant responded, " 'You can check me if you like.' " Folena searched appellant's person and recovered two individually cellophane-wrapped pieces of an off-white chunky substance from appellant's right rear pants pocket. Folena believed the recovered items to be base cocaine.

According to Richard Bowden, a toxicologist for the Contra Costa County Sheriff's Department, toxicologist Anna Jackowski subsequently tested the recovered white substance on July 15, 2002. Bowden had worked alongside Jackowski for approximately two years and recognized her signature on the laboratory report. According to Bowden, such a laboratory report would only be written after standard scientific testing, tests that had been validated for their reliability. Based on Bowden's testimony, the court admitted the laboratory report from Jackowski as a public record

(Evid. Code, § 1280). The report stated that one of the recovered white chunks was tested and proved positive for base cocaine.

Substantial evidence supports the court's finding that appellant committed the crimes of possession of cocaine (Health & Saf. Code, § 11350, subd. (a)) and driving without a license (Veh. Code, § 12500, subd. (a)).

Appellant was represented by counsel throughout the proceedings.

There was no error in the disposition.

There are no legal issues that require further briefing.

The order adjudicating appellant a continued ward of the court pursuant to Welfare and Institutions Code section 602 and placing him at the county boys' ranch is affirmed.

Stevens, Acting P. J.

We concur:

Simons, J.

Gemello, J.